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no. 83

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SENATE RESOLUTION No. 83.] [SES. 1862–'63.

Introduced by Mr. GRAHAM, of Orange.

W. W. Holden, Printer to the State.

RESOLUTION IN RELATION TO THE SEIZURE AND TRANSPORTATION FROM THE STATE, OF R. J. GRAVES, A CITIZEN OF ORANGE COUNTY.

WHEREAS, The General Assembly of North-Carolina is informed that one R. J. Graves, a citizen of the county of Orange, hath been seized at his residence in said county, by a person professing to be a public officer from Richmond, in Virginia, and hath been transported to, and is now detained as a prisoner in, the said city of Richmond; and, whereas, neither the said Graves, nor any other citizen of this State, is liable thus to be seized and transported beyond the limits thereof, without the order and approbation of the proper authority of this State; but, on the contrary, he and they are not liable to arrest, except only on the warrant of a proper judicial officer; and, if crime be imputed, they are, by the express provisions of the Confederate and of the State Constitutions, amenable only to the civil tribunals, and have a right to a hearing and trial before the courts of the Confederacy, or of the State, according to the nature of the offence with which they stand charged; such trial to be had in open court, according to due course of law: And, whereas, it is the duty of the Government of North-Carolina, to protect from unlawful violence, as far as possible, every one of her citizens, and to insure to each a fair trial in a lawful court, having jurisdiction of his case; therefore

Resolved, That his Excellency the Governor, be requested immediately to demand of the authorities at Richmond,

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by whose order the said R. J. Graves was seized and transported, and is now detained, that he be immediately returned to this State, to the end that he may be delivered over to the civil authorities here, either of this State or of the Confederate States, for examination, and if sufficient cause appear, for commitment and trial; so that, if innocent of the matters laid to his charge, he may be acquitted, or, if guilty, be convicted and punished by due course of law.

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